

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

COSTCO WHOLESALE CORPORATION,

Plaintiff,

v.

ARROWOOD INDEMNITY COMPANY,

Defendant.

Civil Action No. 2:17-cv-01212-RSL

STIPULATED MOTION AND ORDER TO
CONTINUE EXPERT WITNESS REPORT
DEADLINE

Pursuant to LCR 7(d)(1) and LCR 10(g), Plaintiff Costco Wholesale Corporation (“Costco”) and Defendant Arrowood Indemnity Company (“Arrowood”), by and through their attorneys of record, hereby submit this Stipulated Motion and [Proposed] Order to Continue the Expert Witness Report Deadline. The parties have met and conferred, and submit this Stipulated Motion in good faith.

DISCUSSION

By its Minute Order Setting Trial Date & Related Dates (ECF No. 13), the Court set this matter for trial on November 5, 2018 and also established a case schedule of pretrial deadlines. On April 19, 2018, the Court entered the Parties’ agreed extension of time for certain pretrial deadlines (ECF No. 19), including, among others, an extension of the deadline for expert witness reports from May 9, 2018 to June 20, 2018. On June 8, 2018, the Court entered the Parties’ agreed extension of time for an extension of the deadline for expert witness reports from June 20,

1 2018 to July 5, 2018 (ECF No. 21). No other pretrial deadlines besides the deadline for expert
2 witness reports were extended by this request.

3 To date, the Parties have engaged in substantial written discovery and have taken the
4 depositions of several party witnesses. Arrowood has taken the deposition of three of Costco's
5 witnesses and Costco has taken the deposition of two of Arrowood's witnesses. The Parties
6 scheduled to take depositions of Costco's corporate designees in the case on June 27, 2018. The
7 Parties agreed to move the depositions originally set for June 27, 2018 to July 17-19, 2018. These
8 depositions may provide testimony for the Parties' experts to rely upon in their respective reports.
9 In light of and to facilitate the orderly conduct of the upcoming depositions along with the
10 schedules of witnesses, the Parties stipulate and jointly move the Court for a brief continuance of
11 the expert witness report deadline for purposes of completing depositions to Monday, July 23,
12 2018.

13 The Parties do not request that the Court continue the trial date or any other dates except
14 those relating to the expert witness deadlines provided herein. Accordingly, the Parties
15 respectfully request that this Stipulated Motion be approved and that the Court agree to continue
16 the expert witness report deadline to **Monday, July 23, 2018.**

17 IT IS SO STIPULATED THIS 29th day of June, 2018.
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20 DATED: June 29, 2018

CLYDE & CO US LLP

21
22 /s/ Alexander E. Potente

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ARROWOOD INDEMNITY COMPANY

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STIPULATED MOTION AND ORDER TO CONTINUE EXPERT
WITNESS REPORT DEADLINE (2:17-cv-01212-RSL) - 2

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1 DATED: June 29, 2018

PACIFICA LAW GROUP LLP

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/s/ Paul J. Lawrence

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Attorneys for Plaintiff

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COSTCO WHOLESALE CORPORATION

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STIPULATED MOTION AND ORDER TO CONTINUE EXPERT
WITNESS REPORT DEADLINE (2:17-cv-01212-RSL) - 3

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DATED this 9th day of July 2018.

Robert S. Lasnik
United States District Judge

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of San Francisco, State of California. My business address is 101 Second Street, 24th Floor, San Francisco, CA 94105.

On June 29, 2018, I served true copies of the following document(s) described as **STIPULATED MOTION AND PROPOSED ORDER TO CONTINUE EXPERT WITNESS REPORT DEADLINE** on the interested parties in this action as follows:

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 29, 2018, at San Francisco, California.

/s/ Trish Marwedel
Trish Marwedel